

1980

## c 34 The Labour Relations Amendment Act, 1980 (No. 2)

Ontario

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## CHAPTER 34

## An Act to amend The Labour Relations Act

*Assented to June 17th, 1980*

**H**ER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. *The Labour Relations Act*, being chapter 232 of the Revised Statutes of Ontario, 1970, is amended by adding thereto the following section:

s. 34e,  
enacted

34e.—(1) Before or after the commencement of a strike or lock-out, the employer of the employees in the affected bargaining unit may request that a vote of such employees be taken as to the acceptance or rejection of the offer of the employer last received by the trade union in respect of all matters remaining in dispute between the parties and the Minister shall, and in the construction industry the Minister may, on such terms as he considers necessary direct that a vote of such employees to accept or reject the offer be held and thereafter no further such request shall be made.

Vote on  
employer's  
offer

(2) A request for the taking of a vote, or the holding of a vote, under subsection 1 does not abridge or extend any time limits or periods provided for in this Act.

Time limits  
and periods  
not affected

- 2.—(1) Subsection 1 of section 36a of the said Act, as enacted by the Statutes of Ontario, 1975, chapter 76, section 9, is repealed and the following substituted therefor:

s. 36a (1),  
re-enacted

(1) Except in the construction industry and subject to section 39, where a trade union that is the bargaining agent for employees in a bargaining unit so requests, there shall be included in the collective agreement between the trade union and the employer of the employees a provision requiring the employer to deduct from the wages of each employee in the unit affected by the collective agreement, whether or not the employee is a member of the union, the amount of the regular union dues and to remit the amount to the trade union, forthwith.

Deduction  
and  
remittance  
of union  
dues

- (2) Subsection 1 of section 36a of *The Labour Relations Act*, as re-enacted by subsection 1 of this section, does not apply to a collective agreement in operation on the day this section comes

Application

into force but applies to every collective agreement that is renewed or made after that date.

63.  
amended

3. Section 63 of the said Act, as amended by the Statutes of Ontario, 1975, chapter 76, section 17, is further amended by adding thereto the following subsection:

Right  
to vote

(4a) All employees in a bargaining unit, whether or not such employees are members of the trade union or of any constituent union of a council of trade unions, shall be entitled to participate in a strike vote or a vote to ratify a proposed collective agreement.

Commence-  
ment

4. This Act comes into force on the day it receives Royal Assent.

Short title

5. The short title of this Act is *The Labour Relations Amendment Act, 1980 (No. 2)*.